

5/20/19

L-105-19 Ist

ORDINANCE NO. 105-19

BY: **MARK CASSELBERRY, BRIAN BROCHETTI**
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ESTABLISH THE SOLID WASTE COLLECTION FEE FOR RESIDENTIAL ACCOUNTS FOR CALENDAR YEAR 2020 AND TO CERTIFY UNPAID FEES TO THE COUNTY FISCAL OFFICER FOR COLLECTION IN 2020, AND DECLARING AN EMERGENCY

WHEREAS, the City of Parma wishes to maintain the highest level of public services and public safety to City residents and faces continued elimination of the estate tax and prior reduction in the state/local government funds, both due to state legislative action; and,

WHEREAS, the collection and disposal of garbage and refuse in the City is a matter which affects the public health, welfare and safety of all City residents; and,

WHEREAS, Chapter 967 of the Codified Ordinances of the City provides for the establishment and collection of fees to be charged by the City for residential solid waste collection and disposal and recycling; and,

WHEREAS, there will be no increase in the fee of said solid waste collection and disposal and recycling for single family and two-family residential property in the City of Parma for 2020; and

WHEREAS, pursuant Ohio Revised Code Section 701.10, which became effective on September 8, 2016, Council may certify unpaid garbage and refuse fees to the county fiscal officer for placement on the tax list and collection as other taxes; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma, Cuyahoga County, State of Ohio, that:

Section 1. This City, through its Mayor and its Council, and in accordance with Chapter 967 of the Codified Ordinances of the City of Parma, hereby determines to establish the fee for the cost and expense of solid waste collection and disposal and recycling for single-family and two-family residential properties within the City for the year 2020. The fee shall be twelve dollars (\$12.00) per month per dwelling unit.

Section 2. The fee, as set forth in Section 1, shall be reduced to Eleven Dollars (\$11.00) per month for those residential properties qualifying for homestead exemption under Ohio law as reflected on the records of the County Fiscal Officer.

Section 3. That other qualified residential properties, as defined in Parma Codified Ordinance 967.03(c), shall be billed for the cost of pick-up and tonnage as set forth in the then current contract between the City of Parma and its residential solid waste collection, disposal and recycling services vendor, a copy of which is in the office of the Director of Public Service.

Section 4. That the amount of said solid waste collection and recycling fee for each dwelling unit for year 2020 not paid by August 30, 2019 shall be certified to the Cuyahoga County Fiscal Officer for collection in 2020 in accordance with Ohio Revised Code Section 701.10. Any fees paid in cash on or prior to August 30, 2019 shall be made to the Treasurer of the City.

Section 5. The Clerk of Council is hereby authorized and directed to send to the Cuyahoga County Fiscal Officer a certified copy of this Ordinance and a list of the fees not paid by August 30, 2019, pursuant to this Ordinance.

Section 6. The Clerk of Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City.

Section 7. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in open meetings of this Council, and that all deliberations of the Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law, including the City's Codified Ordinance and Section 121.22 of the Ohio Revised Code.

Section 8. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City and for the further reason that this Ordinance must be immediately effective to establish the fee for the year 2020 and to enable the City to receive the fee revenues to continue solid waste collection services in the City; provided this Ordinance shall take effect and be in full force and effect from and immediately after its passage and approval by the Mayor; otherwise it shall take effect and be in full force after the earlier period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____

MAYOR, CITY OF PARMA, OHIO